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1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/665,043 Filing Date TRANSMITTAL September 17, 2003 First Named Inventor **FORM** Satoshi HIRATSUKA Art Unit 2109 **Examiner Name** Fearer, Mark D. (to be used for all correspondence after initial filing) Attorney Docket Number Total Number of Pages in This Submission 393032040800 ENCLOSURES (Check all that apply) After Allowance Communication Fee Transmittal Form Drawing(s) Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Appeal Communication to TC x | Amendment/Reply Petition · (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Proprietary Information Provisional Application Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address X Other Enclosure(s) (please Identify below): Extension of Time Request Terminal Disclaimer Return Receipt Postcard **Express Abandonment Request** Request for Refund Information Disclosure Statement CD, Number of CD(s) Certified Copy of Priority Landscape Table on CD Document(s) Reply to Missing Parts/ Remarks Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name MORRISON & FOERSTER LLP (CN 25224) Signature Printed name Date Reg. No. October 18, 2007 44,415

I hereby certify that this naper is being de-	posited with the U.S. Postal Service on the date shown below with sufficient postage as First Class
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Dated: October 18, 2007	Simple
Dated: October 16, 2007	Signature: (David T. Yang)

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Dated: October 18, 2007

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Signatur

Docket No.: 393032040800

(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Satoshi HIRATSUKA

Application No.: 10/665,043

Confirmation No.: 4480

Filed: September 17, 2003

Art Unit: 2109

For: CONTENT DELIVERY APPARATUS AND

COMPUTER PROGRAM THEREFOR

Examiner: Fearer, Mark D.

## RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

## **INTRODUCTORY COMMENTS**

In response to the Notice of Non-Compliant Amendment dated October 12, 2007 for which a response is due on November 12, 2007, the entire Amendment is being resubmitted. Reconsideration and allowance of the pending claims, as amended, in light of the remarks presented herein are respectfully requested.